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PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

| APPLICATION ELEMENTS | | ADDRESS TO: | |
|---|--|---|--|
| See MPEP chapter 600 concerning utility patent application contents. | | | |
| <p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing)</p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages 29] [29] (preferred arrangement set forth below)</p> <ul style="list-style-type: none"> - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 8] [8]</p> <p>5. Oath or Declaration [Total Pages 3] [3]</p> <p>a. <input type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d)) (for continuation/divisional with Box 18 completed)</p> <p>i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p> | | <p>Commissioner for Patents Box Patent Application Washington, DC 20231</p> <p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)</p> <p>a. <input type="checkbox"/> Computer Readable Form (CRF)</p> <p>b. Specification Sequence Listing on: <ul style="list-style-type: none"> i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper </p> <p>c. <input type="checkbox"/> Statements verifying identity of above copies</p> | |
| ACCOMPANYING APPLICATION PARTS | | | |
| <p>9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee)</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</p> <p>16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input checked="" type="checkbox"/> Other: <input type="checkbox"/> See Attached Schedule A</p> | | | |

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP)

of prior application No. 09 / 395,626

Prior application information:

Examiner A. Hsu

Group Art Unit: 2731

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

| | | | | | |
|---|---|---|-----------------------------------|--------------------------|------------------------------|
| <input checked="" type="checkbox"/> | Customer Number or Bar Code Label | 24374 (Insert Customer No. or Attach bar code (EBCI/1D)) | or | <input type="checkbox"/> | Correspondence address below |
| Name | VOLPE AND KOENIG, P.C. DEPT ICC | | | | |
| Address | | | | | |
| City | | State | | Zip Code | |
| Country | | Telephone | | Fax | |
| Name (Print/Type) | FRANK A. MAZZEO | | Registration No. (Attorney/Agent) | 46,259/ | |
| Signature |  | | | Date | 2/8/02 |
| Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments | | | | | |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

SCHEDULE A

17. Copy of Revocation of Power of Attorney and Power of Attorney, and Associate Power of Attorney Accompanying Application.

4007728.026602

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FEE TRANSMITTAL

for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 740)

Complete if Known

| | |
|----------------------|---------------------|
| Application Number | Not Yet Known |
| Filing Date | Not Yet Known |
| First Named Inventor | Donald L. Schilling |
| Examiner Name | Not Yet Known |
| Group Art Unit | Not Yet Known |
| Attorney Docket No. | I-2-72.4US |

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **09-0435**
 Deposit Account Name **InterDigital Comm. Corp.**

Charge any Deficiencies or Credit any Overpayment in the Total Fees Associated With This Communication

Applicant claims small entity status.
See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | | |
|---------------|---------------|-------------------------------|------------|
| Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
| 101 | 740 | 201 370 Utility filing fee | 740 |
| 106 | 330 | 206 165 Design filing fee | |
| 107 | 510 | 207 255 Plant filing fee | |
| 108 | 740 | 208 370 Reissue filing fee | |
| 114 | 160 | 214 80 Provisional filing fee | |

SUBTOTAL (1) (\$ 740)

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 8 | - 20** = 0 | X 18 | = 0 |
| Independent Claims | 2 | - 3 ** = 0 | X 84 = 0 |
| Multiple Dependent | | | = 0 |

| Large Entity | Small Entity | |
|---------------|---------------|--|
| Fee Code (\$) | Fee Code (\$) | Fee Description |
| 103 | 18 | 203 9 Claims in excess of 20 |
| 102 | 84 | 202 42 Independent claims in excess of 3 |
| 104 | 280 | 204 140 Multiple dependent claim, if not paid |
| 109 | 84 | 209 42 ** Reissue independent claims over original patent |
| 110 | 18 | 210 9 ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 0)

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

| Fee Code | Large Entity (\$) | Small Entity (\$) | Fee Description | Fee Paid |
|---------------------------|-------------------|-------------------|--|----------|
| 105 | 130 | 205 65 | Surcharge - late filing fee or oath | |
| 127 | 50 | 227 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 130 | Non-English specification | |
| 147 | 2,520 | 147 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 112 | 920* | 112 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 55 | Extension for reply within first month | |
| 116 | 400 | 216 200 | Extension for reply within second month | |
| 117 | 920 | 217 460 | Extension for reply within third month | |
| 118 | 1,440 | 218 720 | Extension for reply within fourth month | |
| 128 | 1,960 | 228 980 | Extension for reply within fifth month | |
| 119 | 320 | 219 160 | Notice of Appeal | |
| 120 | 320 | 220 160 | Filing a brief in support of an appeal | |
| 121 | 280 | 221 140 | Request for oral hearing | |
| 138 | 1,510 | 138 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 55 | Petition to revive - unavoidable | |
| 141 | 1,280 | 241 640 | Petition to revive - unintentional | |
| 142 | 1,280 | 242 640 | Utility issue fee (or reissue) | |
| 143 | 460 | 243 230 | Design issue fee | |
| 144 | 620 | 244 310 | Plant issue fee | |
| 122 | 130 | 122 130 | Petitions to the Commissioner | |
| 123 | 50 | 123 50 | Processing fee under 37 CFR 1.17(q) | |
| 126 | 180 | 126 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 740 | 246 370 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 740 | 249 370 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 740 | 279 370 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 900 | Request for expedited examination of a design application | |
| Other fee (specify) _____ | | | | |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0)

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|---|-----------------------------------|--------|-----------|--------------|
| Name (Print/Type) | FRANK A. MAZZEO | Registration No. (Attorney/Agent) | 46,259 | Telephone | 215-568-6400 |
| Signature |  | | | Date | 2/8/02 |

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